

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORTH WORTH DIVISION**

NATIONAL ASSOCIATION FOR GUN
RIGHTS, INC., *et al.*,

Plaintiffs,

v.

MERRICK GARLAND, IN HIS
OFFICIAL CAPACITY AS ATTORNEY
GENERAL OF THE UNITED STATES,
et al.,

Defendants.

Case No. 4:23-cv-00830-O

JOINT MOTION FOR EXTENSION OF TIME

On August 15, 2023, Plaintiffs filed a motion for a preliminary injunction. ECF No. 22. At the parties' request, the Court ordered that Defendants file their response to this motion by September 5, 2023, and that Plaintiffs file a reply by September 19, 2023. ECF No. 26. On August 30, 2023, the Court issued an order and opinion granting Plaintiffs' motion for a temporary restraining order. ECF No. 36. The temporary restraining order applies until the earlier of September 27, 2023, or until such time that the Court rules on Plaintiffs' Motion for Preliminary Injunction. *Id.* at 26–27. Because the opinion granting the temporary restraining order addresses many of the same issues that will be addressed in Defendants' response to the motion for a preliminary injunction, Defendants request a three-day extension of time to submit that response. The parties agree also to extend Plaintiffs' reply deadline by three days, and the parties stipulate, under Federal Rule of Civil Procedure 65(b)(2), that the temporary restraining order shall

apply until the earlier of September 30, 2023, or until such time that the Court rules on Plaintiffs' Motion for Preliminary Injunction.¹ A proposed order is attached.

DATED: August 31, 2023

Respectfully submitted,

BRIAN M. BOYNTON
Principal Deputy Assistant Attorney General

BRIGHAM J. BOWEN
Assistant Branch Director

/s/ Michael P. Clendenen
MICHAEL P. CLENDENEN
Trial Attorney
Civil Division, Federal Programs Branch
U.S. Department of Justice
1100 L Street, NW
Washington, DC 20005
Phone: (202) 305-0693
E-mail: michael.p.clendenen@usdoj.gov

Counsel for Defendants

/s/ Whitney A. Davis
Whitney A. Davis
(TX Bar No. 24084843)
Benjamin Sley (TX Bar No. 18500300)
EGGLESTON KING DAVIS, LLP
102 Houston Avenue
Suite 300
Weatherford, TX 76086
Telephone: (703) 748-2266
whit@ekdlaw.com
ben@ekdlaw.com

David A. Warrington*

¹ Defendants do not concede any of the issues addressed in the temporary restraining order in stipulating to this extension.

Jonathan M. Shaw*
Gary M. Lawkowski*
DHILLON LAW GROUP, INC.
2121 Eisenhower Avenue, Suite 608
Alexandria, VA 22314
Telephone: (703) 748-2266
Facsimile: (415) 520-6593
dwarrington@dhillonlaw.com
jshaw@dhillonlaw.com
glawkowski@dhillonlaw.com

ATTORNEYS FOR PLAINTIFFS

Glenn Bellamy*
WOOD HERRON & EVANS
600 Vine Street Suite 2800
Cincinnati, OH 45202
Telephone: 513-707-0243
gbellamy@whe-law.com

ATTORNEY FOR PLAINTIFF
NATIONAL ASSOCIATION OF GUN
RIGHTS, INC.

**Admitted pro hac vice*

Certificate of Service

On August 31, 2023, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all parties electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Michael P. Clendenen